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5 IN THE UNITED STATES DISTRICT COURT  
6 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
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8 SLAKEY BROTHERS, INC, *et al.*,  
9 Plaintiffs,  
10 v.  
11 INDYMAC BANK F.S.B., *et al.*,  
12 Defendants.

No. C 09-929 SI

**ORDER RE: MOTION TO TRANSFER  
VENUE FILED BY DEFENDANT FDIC  
AS RECEIVER FOR INDYMAC BANK**

14 AND CONSOLIDATED ACTIONS.  
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17 On April 29, 2009, defendant Federal Deposit Insurance Corporation as receiver for IndyMac  
18 Bank F.S.B. filed a motion to transfer venue to the Central District of California, based on the special  
19 venue provisions which apply to failed banks. See 12 U.S.C. § 1821(d)(6)(A). Docket No. 13. The  
20 motion is scheduled for a hearing on June 12, 2009. No party has filed any opposition to the motion,  
21 and the Court has received messages from some counsel stating that the motion is unopposed. On this  
22 record, the Court intends to grant the motion and vacate the June 12, 2009 hearing on the matter.  
23 However, before ruling on the motion the Court will allow any party who opposes the motion to transfer  
24 – if there are any such parties – to file an opposition **no later than noon on June 5, 2009.**

25 **IT IS SO ORDERED.**

26 Dated: June 3, 2009  
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28 SUSAN ILLSTON  
United States District Judge